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THE NEW-YORK TRIBUNE,

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THETRIBUNE

THURSDAY MORNING, SEPTEMBER 2

Facts in Mesmerism, (Animal Magnetism,) with Reasons for a dis-passionate Inquiry into it; By Rev. Character Hare Towns-Hero, A. M., late of Trinity Hall, Cambridge. 1 vol. 12mo.

The believers in Animal Magnetism will kail the appearce of this work, as triumsphantly vindicating the credibility of their most marvelous assertions; while all will find in it matter to wonder at, and much that they will not probably he able very readily to account for or explain. We recommend the volume to all, whether initiated or uninitiated, as being exceedingly curious in itself, and decidedly the best All cloth garments, &c will be delivered in two clear days after not be better haid out than in the purchase of it.

ADIES' COMPANION. September, 1841. New-York. William, Sauwden, 109 Fulton-st.

A capital engraving, emitted 'The Rivals' graces this numhight reading by some of the most popular writers of the may avail themselves of its advantages. An interesting tale is commenced by Mrs. Ellet, en-

hough by no means surprised, to find in the London journals incement that a Classical Dictionary by a distinguished English Scholar prepared expressly for the press of Murray, the celebrated bookseller, has been laid aside, and the work of our countryman, Dr. ANTHON, adopted in its have been republished in England and introduced into their Fall purchases. colleges and higher schools: in this country, as is well known, they have found their way into almost every classical seminary throughout the land.

CONSTITUTIONALITY OF A BANKRUPT LAW.

That the People, through their Representatives in Congress assembled, have the power to pass a uniform Law on | eral terms. the subject of Bankruptcy, retroactive in its operation, is a mestion upon which doubts have been entertained by many

It has been useed that a Bankrupt Law having a retro has be in coeffict with that provision of the Constitution QULLIS.—The subscriber respectfully begs leave to inform the sective action would impair the obligation of contracts, and would impair the remedy of contracts will not be de-Constitution, is a question which I apprehend admits of some | dage, comprising a gene

laws, holds the following language.—Speaking of the nature of laws in general, he says, "There is a still more unreasonable method than this, (alluding to Catigwia, who was able method than this, (alluding to Catigwia, who was a law of the person who claims to be the owner cat has a day or two since. able method than this, (alluding to Calignia, who wrote his laws in a very small character, and hung them upon high pillars, the more effectually to ensuare the people,) which is called making of laws expost facts; when, after an action (alluming in laws) is respectively by committed the lossibility them to the laws of the laws itself) is committed, the legislator then for the first time declares it to have been a crime, and inflicts a n the person who has committed it." [Commentaries, vol. I, page 46.] Here is a plain definition of doubtedly formed by him from the current of English authorities down to the time when he hist read his celebrated lectors in October 17.32 A. I. it is consequently from the North River, seven hours run from New-York. Freight from

he used the term in its most general acceptation.

Having thus given the meaning of this term as used by our uncestors since the reign of Henry II, we come now to inquire as to the inicat of the framers of the Constitution, when they decided that "No bill of attainder, or ex post facto law, should be passed." Did they intend that this term should apply to all actions, whether civil or criminal in their nature What says the Supreme Court of the United States on this subject! In the case of Calder rs. Ball, reported in 3 Dalas's Reports, it was held that the prohibition in the Constiintion of the United States against passing ex post facto laws applied only to criminal, and not to civil cases.—Patterson I, there observed "that the words ex post facto, when appitied to a law have a technical meaning, and refer to crimes, pains and penalties." [7 Johnson's Reports, page 477 to 510—case of Dash cs. Van Kleeck.]

Chancellor Kent, of our own State, says " An ex post facto law, in the strict technical sense of the term, is usually understood to apply to criminal cases, and this is its meaning, when used in the Constitution of the United States. See 6 Cranch 138, and 2 Gallison, 138, to which authorities the Uniof Justice refers. From the opinions above quoted, without any other fact to corroborate the truth of what is there laid down as sound constitutional law, no one will deny that the term cx post facto is legally applied to crimes and misdemeanors only. But there is one additional fact which strik my mind as bearing more strongly than any other that I have seen mentioned, upon the question what were the intentions of the framers of the Constitution when they insorted the ex post facto clause. It is a principle universally admitted in the laws of jurisprudence, that in the construction of statutes, a middle ground should be taken rather than go to extremes, either pro or con. And farther, that we are to be governed by the general nature of the object we have in view, and not specially upon any one particular point. Therefore when we come to examine the particular clause in question, we find that it is coupled with a term of a criminal nature exclusively. The constitution says that "no bill of attainder or ex post facto law shall be passed." Now what is here meant by the term "bill of attainder!" It is to be inflicted with the stain and corruption of the blood of the criminal capitally condemned. miny of the deepest crimes, and of the blackest felonies. It is nothing but criminality, and can never be any thing less.

pains and penalties, then the argument that a Uniform Bankrupt Law, retroactive is its operation, is unconstitutional falls to the ground, and the many unfortunate debtors throughout the land that have for years been gronning under the

[It must be evident that the sole and simple intent of the ex post facto 'inhibition is one of mercy and security to

By Her Majesty's Royal Letters Patent.-Th

that has appeared on this subject. Seventy-five cents could they shall have been left at the office, 106 Fulton-street, east, (oppoof the invention from the first scientific men in Europe. All goods stamped the London and American Water-Proof Company, New may be communicated to cloths, buts, boots, &c. for a few shillings her of the Companion, which is well filled with agreeable so that all classes, particularly those daily exposed to the weath

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guestion upon which doubts have been entertained by many of our well-informed citizens.

The authority to pass a General Bankrupt Law is derived from the first article of the Constitution, section 8, sub-section 4, which declares that Congress shall have power to establish uniform Laws on the subject of Bankruptices throughout the United States. This power is unqualified, and is co extensive with all other powers granted by that sacred charter. The right to exercise this power no sound man can question—the expediency of such a law is to be determined by Congress.

Admitting the power, the right, and the expediency of a Law on the subject of Bankrupties, it then becomes necessary to ascertain how such a Law shall be made to operate; whether retroactive, or only prospective according to the intent and meaning of the Constitution.

It has been urged that a Bankrupt Law having a retroduction which are the subject of lands that a Bankrupt Law having a retroduction which are the subject of the Constitution.

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e are admitted into his school than he can superistend

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rst of March, 1842 J. Augustine Smith, M. D. Prof. of Physiology. Alex, H. Stevens, M. D. Emericus Prof. of Surgery. Jos. Mather Smith, M. O. Prof. of the Theory and Practice of Phy-

sic and Chincal Medicine.

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John Torrey, M. D. Prof. of Chemistry and Botany. Robert Watts, Jr. M. D., Prof. of General, Special, and Pathologic cal Amtony. Willard Parker, M. D., Prof. of the Principles and Practice of Sur-

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ait their convenience.

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